

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

BROADCAST MUSIC, INC.;
MJ PUBLISHING TRUST d/b/a
MIJAC MUSIC; MJ PUBLISHING
TRUST d/b/a MIRAN PUBLISHING;
FANTASY, INC. d/b/a JONDORA
MUSIC; NICHOLAS L. HEXUM, CHAD
SEXTON, TIMOTHY J. MAHONEY,
DOUGLAS MARTINEZ and AARON
WILLS, a partnership d/b/a HYDROPONIC
MUSIC; ABKCO MUSIC, INC.;
UNIVERSAL-SONGS OF POLYGRAM
INTERNATIONAL, INC.;
WARNER-TAMERLANE PUBLISHING
CORP.,

Plaintiffs,

v.

ORA RESTAURANT GROUP, INC.
d/b/a JOE & LEWIE'S PENALTY
BOX and DIMITRI JOHN
TODOROVSKY, individually,

Defendants.

HOWARD & HOWARD ATTORNEYS PLLC
By: Patrick M. McCarthy (P49100)
101 North Main - Suite 610
Ann Arbor, MI 48104
Tel: 734-222-1097 / Fax: 734-761-5957
Email: pmccarthy@howardandhoward.com
Attorney for Plaintiffs

ROGER G. ISAAC (P23697)
4438 Oakbridge Drive, Suite A
Flint, MI 48532
Tel: 810-732-4022
Attorneys for Defendants

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

IT IS STIPULATED AND AGREED by and between Plaintiff BROADCAST MUSIC,
INC. on behalf of the Plaintiffs and Defendants ORA RESTAURANT GROUP, INC.
d/b/a JOE & LEWIE'S PENALTY BOX and DIMITRI JOHN TODOROVSKY, individually by

their respective counsel, pursuant to Fed. R. Civ. P. 41(a)(1)(ii), that the case is hereby dismissed with prejudice; and

IT IS FURTHER STIPULATED, that the Court shall retain jurisdiction of the matter to enforce the terms of the parties' Settlement Agreement.

APPROVED AS TO FORM AND CONTENT:

BROADCAST MUSIC, INC., for itself
and its co-Plaintiffs

ORA RESTAURANT GROUP, INC.
d/b/a JOE & LEWIE'S PENALTY
BOX and DIMITRI JOHN
TODOROVSKY, individually,

By: s/Patrick M. McCarthy
Patrick M. McCarthy (P49100)
Howard & Howard Attorneys PLLC
101 North Main - Suite 610
Ann Arbor, MI 48104
Tel: 734-222-1097 / Fax: 734-761-5957
pmccarthy@howardandhoward.com
Attorney for Plaintiffs

By: s/Roger G. Isaac
ROGER G. ISAAC (P23697)
4438 Oakbridge Drive, Suite A
Flint, MI 48532
Tel: 810-732-4022
Attorneys for Defendants

Dated: May 28, 2010

Dated: May 28, 2010

SO ORDERED:

s/Patrick J. Duggan
Patrick J. Duggan
United States District Judge

Dated: June 1, 2010

I hereby certify that a copy of the foregoing document was served upon counsel of record on June 1, 2010, by electronic and/or ordinary mail.

s/Marilyn Orem
Case Manager